

**Mainland and Hong Kong
Closer Economic Partnership Arrangement (CEPA)**

**Extract of Annex 3 to the Agreement on Trade in Services as Amended –
Definition of “Service Supplier” and Related Requirements
[Cursory Translation]**

(Article 7 of Annex 3 to the Agreement on Trade in Services as Amended)

7. When applying to the Mainland’s examining authorities to obtain treatment under this Agreement, a Hong Kong service supplier should follow the following procedures:

7.1. When it applies to provide the services under Annex 1 in the Mainland, a Hong Kong service supplier should submit to the Mainland’s examining authorities the documents and information, statutory declaration and certificate as required under Article 6 of this Annex.

7.2. Pursuant to the powers conferred under Mainland laws and regulations, the Mainland examining authorities, in examining the application for supplying Hong Kong services, should at the same time verify the qualifications of the Hong Kong service supplier.

7.3. When holding a different view in respect of the qualification of the Hong Kong service supplier, the Mainland examining authority should inform the Hong Kong service supplier within a stipulated period, and notify the Ministry of Commerce. The Ministry of Commerce will in turn inform the TID, giving the reasons for the divergent views. The Hong Kong service supplier may, through the TID and with written justification, request the Ministry of Commerce for reconsideration. The Ministry of Commerce should give a written reply to the TID within a stipulated period.